

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

Victor Lyons,
Plaintiff
v.
Ed Bozarth # 1 Chevrolet Nevada Dealer, et al.,
Defendants

Case No.: 2:17-cv-0504-JAD-CWH

Order Dismissing Action and Denying Motion to Dismiss as Moot

[ECF No. 8]

10 Pro se plaintiff Victor Lyons brought this suit against a handful of automotive-related
11 companies. After Defendant Capital One Auto Finance moved to dismiss,¹ Lyons filed a notice
12 indicating that he has resolved all of his claims in this case and is dismissing them with prejudice.²
13 Rule 41 of the Federal Rules of Civil Procedure allows a plaintiff to dismiss his claims with a mere
14 notice of dismissal “before the opposing party serves either an answer or a motion for summary
15 judgment.” Fed. R. Civ. Proc. 41(a)(1)(A)(i). No defendant has answered or moved for summary
16 judgment.

17 Accordingly, with good cause appearing and no reason to delay, IT IS HEREBY ORDERED,
18 ADJUDGED, AND DECREED that **THIS CASE IS DISMISSED WITH PREJUDICE**, each
19 party to bear its own fees and costs. IT IS FURTHER ORDERED that Capital One's Motion to
20 Dismiss [ECF No. 8] is **DENIED** as moot. The Clerk of Court is directed to **CLOSE THIS CASE**.

21 || DATED: May 9, 2017.


JENNIFER A. DORSEY
UNITED STATES DISTRICT JUDGE

27 || 1 ECF No. 8.

28 ||² ECF No. 11.